



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q78199

Uwe SCHELLHORN

Appln. No.: 10/697,239

Group Art Unit: 2877

Confirmation No.: 9029

Examiner: Michael A. LYONS

Filed: October 31, 2003

For: PHASE SHIFTING WAVEFRONT INTERFERENCE METHOD

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

ATTN: MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REMARKS

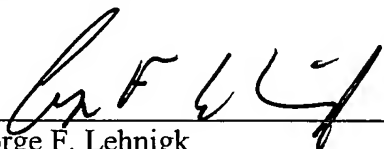
Comments

Applicant offers the following comments in response to the Examiner's Statement of Reasons for Allowance set forth on page 2 of the Notice of Allowability dated June 14, 2006. The Reasons for Allowance merely loosely paraphrase independent claims 1 and 5, and therefore do not accurately restate the claimed invention. In addition, even though the application includes two independent formulations of the invention, the Reasons for Allowance paraphrase only one of these independent claims. Accordingly, the statement is deficient by failing to acknowledge that claims 1 and 5 were allowed for independent reasons.

Patent Term Adjustment

Patent Office personnel are requested to note that the present submission does not adversely affect the patent term adjustment accrued by the Applicant to date. As emphasized in the "Clarification of 37 C.F.R. §1.704(c)(10) – Reduction of Patent Term Adjustment for Certain Types of Papers Filed After a Notice of Allowance Has Been Mailed," 1247OG111 (6/26/01), "a response to the examiner's reasons for allowance" is an example of a paper that does "not cause substantial interference and delay in the patent issue process" and is "not considered a 'failure to engage in reasonable efforts' to conclude processing or examination of the application." Therefore, the Applicant remains entitled to the full patent term adjustment set forth on page 3 of the Notice of Allowance dated June 14, 2006.

Respectfully submitted,



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CUSTOMER NUMBER

Date: September 6, 2006